

A RESOLUTION

AS SUBSTITUTED BY CITY UTILITIES COMMITTEE

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH INLAND WATERS POLLUTION CONTROL, INC. FOR FC-4775 PROCTOR CREEK AND SANDY CREEK BASINS PIPE-BURSTING ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED SIX MILLION SIXTY-EIGHT THOUSAND EIGHT HUNDRED SIXTY-THREE DOLLARS AND TWENTY CENTS (\$6,068,863.20); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5066 (2009A WATER/WASTEWATER BOND) 170215 (DWM WASTEWATER SEWER REPAIR) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE – CIP) 4333000 (NEW SEWER SERVICES) AND PROJECT AWARD TASK EXPENDITURE AND ORGANIZATION NUMBER 17101262.102.506621876.5414002.COA; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (“City”) did advertise for FC-4775 Proctor Creek and Sandy Creek Basins Pipe-Bursting on behalf of the Department of Watershed Management; and

WHEREAS, the Commissioner of the Department of Watershed Management (“DWM”) has identified the need for an annual contract that will provide provide services to upgrade sewers that have been found to have severe defects as a result of SSES activities in complainece with the First Amended Consent Decree and to support the acquisition of capacity credits to allow development to take place by upsizing sewers; and

WHEREAS, the Commissioner of the Department of Watershed Management and the Chief Procurement Officer have recommended that FC-4775 Proctor Creek and Sandy Creek Basins Pipe-Bursting be awarded to Inland Waters Pollution Control, Inc. in an amount not to exceed Six Million Sixty-Eight Thousand Eight Hundred Sixty-Three Dollars and Twenty Cents (\$6,068,863.20).

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA that, **NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA** that the Mayor is authorized to enter into an Agreement with Inland Waters Pollution Control, Inc. for FC-4775 Proctor Creek and Sandy Creek Basins Pipe-Bursting on behalf of the Department of Watershed Management, in an amount not to exceed Six Million Sixty-Eight Thousand Eight Hundred Sixty-Three Dollars and Twenty Cents (\$6,068,863.20).

BE IT FURTHER RESOLVED, that the term of the Agreement will be for three hundred sixty-five (365) days for substantial completion and four hundred fifty-five (455) days for final completion.

BE IT FURTHER RESOLVED, that the Chief Procurement Officer is directed to prepare an appropriate Agreement for execution by the Mayor.

BE IT FURTHER RESOLVED, that the Agreement will not become binding on the City and the City will incur no obligation or liability under it until it has been approved as to form by the City Attorney, executed by the Mayor, attested to by the Municipal Clerk and delivered to Inland Waters Pollution Control, Inc.

AND FINALLY BE IT RESOLVED, that all contracted work shall be charged to and paid from Fund Department Organization and Account Number 5066 (2009A Water/Wastewater Bond) 170215 (DWM Wastewater Sewer Repair) 5414002 (Facilities Other Than Bldgs/Infrastructure – CIP) 4333000 (New Sewer Services) and Project Award Task Expenditure and Organization Number 17101262.102.506621876.5414002.COA.

**A RESOLUTION
BY CITY UTILITIES COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH _____ FOR FC-4775 PROCTOR CREEK AND SANDY CREEK BASINS PIPE-BURSTING ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED _____; ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5066 (2009A WATER/WASTEWATER BOND) 170215 (DWM WASTEWATER SEWER REPAIR) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE – CIP) 4333000 (NEW SEWER SERVICES) AND PROJECT AWARD TASK EXPENDITURE AND ORGANIZATION NUMBER 17101262.102.506621876.5414002.COA; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (“City”) did advertise for FC-4775 Proctor Creek and Sandy Creek Basins Pipe-Bursting on behalf of the Department of Watershed Management; and

WHEREAS, the Commissioner of the Department of Watershed Management (“DWM”) has identified the need for an annual contract that will provide provide services to upgrade sewers that have been found to have severe defects as a result of SSES activities in compliance with the First Amended Consent Decree and to support the acquisition of capacity credits to allow development to take place by increasing the size of sewers; and

WHEREAS, the Commissioner of the Department of Watershed Management and the Chief Procurement Officer have recommended that FC-4775 Proctor Creek and Sandy Creek Basins Pipe-Bursting be awarded to _____ in an amount not to exceed _____.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor is authorized to enter into an Agreement with _____ for FC-4775 Proctor Creek and Sandy Creek Basins Pipe-Bursting on behalf of the Department of Watershed Management, in an amount not to exceed _____.

BE IT FURTHER RESOLVED, that the term of the Agreement will be for three hundred sixty-five (365) days for substantial completion and four hundred fifty-five (455) days for final completion from the issuance of the Notice to Proceed.

BE IT FURTHER RESOLVED, that the Chief Procurement Officer is directed to prepare an appropriate Agreement for execution by the Mayor.

BE IT FURTHER RESOLVED, that the Agreement will not become binding on the City and the City will incur no obligation or liability under it until it has been approved as to form by the City Attorney, executed by the Mayor, attested to by the Municipal Clerk and delivered to the _____.

BE IT FINALLY RESOLVED, that all contracted work shall be charged to and paid from Fund Department Organization and Account Number 5066 (2009A Water/Wastewater Bond) 170215 (DWM Wastewater Sewer Repair) 5414002 (Facilities Other Than Bldgs/Infrastructure – CIP) 4333000 (New Sewer Services) and Project Award Task Expenditure and Organization Number 17101262.102.506621876.5414002.COA.

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: City Utilities Committee

Caption: A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH _____ FOR FC-4775 PROCTOR CREEK AND SANDY CREEK BASINS PIPE-BURSTING ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED _____; ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5066 (2009A WATER/WASTEWATER BOND) 170215 (DWM WASTEWATER SEWER REPAIR) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE – CIP) 4333000 (NEW SEWER SERVICES) AND PROJECT AWARD TASK EXPENDITURE AND ORGANIZATION NUMBER 17101262.102.506621876.5414002.COA; AND FOR OTHER PURPOSES.

Council Meeting Date: December 7, 2009

Requesting Dept.: Watershed Management

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: *The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.*

The purpose of this legislation is to prepare legislation for FC-4775 Proctor Creek and Sandy Creek Basins Pipe-Bursting with the contractor and dollar amount to be determined at a later date.

2. Please provide background information regarding this legislation.

Example: *The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.*

FC-4775 Proctor Creek and Sandy Creek Basins Pipe-Bursting shall consist of, but not limited to, furnish labor, equipment, and services to repair pipeline in the Proctor Creek and Sandy Creek Basins area of Atlanta.

3. If Applicable/Known:

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** Professional Services

(b) **Source Selection:**

- (c) Bids/Proposals Due:
- (d) Invitations Issued:
- (e) Number of Bids:
- (f) Proposals Received:
- (g) Bidders/Proponents:
- (h) Term of Contract: Substantial Completion: 365 days, Final Completion: 455 days

4. Fund Account Center (Ex. Name and number):

Fund: _____ **Account:** _____ **Center:** _____

Source of Funds: Example: Local Assistance Grant FDOA: 5066 (2009A WATER/WASTEWATER BOND) 170215 (DWM WASTEWATER SEWER REPAIR) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE – CIP) 4333000 (NEW SEWER SERVICES) 101262.21876

PTAEO: PROJECT –17101262 TASK – 102 AWARD – 506621876 EXPENSE – 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE – CIP) ORGANIZATION – COA

7. Fiscal Impact: Dollar amount to be determined at a later date.

8.

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery: Revenue Fund

Examples:

- a. Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.**
- b. Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.**

This Legislative Request Form Was Prepared By: Lawrence Hall

CITY OF ATLANTA
DEPT. OF PROCUREMENT

09 NOV -3 PM 2:40



SHIRLEY FRANKLIN
MAYOR

CITY OF ATLANTA
55 TRINITY AVENUE, SW, SUITE 5400, SOUTH BLDG.
ATLANTA, GEORGIA 30303-0324
OFFICE (404) 330-6081
FAX (404) 658-7194

DEPARTMENT OF
WATERSHED MANAGEMENT
ROBERT J. HUNTER
Commissioner

November 2, 2009

TO: Adam L. Smith, Chief Procurement Officer
Department of Procurement

FROM: Robert J. Hunter, Commissioner
Department of Watershed Management

**SUBJECT: Legislative Request for FC-4775 Proctor Creek and Sandy Creek
Basins Pipe-Bursting**

The Department of Watershed Management is requesting the assistance of the Department of Procurement in the preparation of appropriate legislative summary for **(Cycle 20 (December 7, 2009))** for the above referenced contract. The dollar amount and awarded contractor to be determined at a later date.

FDOA: 5066 (2009A WATER/WASTEWATER BOND) 170215 (DWM WASTEWATER SEWER REPAIR) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP) 4333000 (NEW SEWER SERVICES) 101262.21876

PTAEO: PROJECT -17101262 TASK - 102 AWARD - 506621876 EXPENSE - 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP) ORGANIZATION - COA

If you have any questions please contact Lawrence Hall, Departmental Contracting Officer, at (404) 330-6151.

Thank you for your assistance in this matter.

cc: Shelia Pierce, Deputy Commissioner, DWM
George Barnes, Deputy Commissioner, BOE
Cathy Martin, Deputy Chief Procurement Officer, DOP
Lawrence Hall, Departmental Contracting Officer, DWM
Maisha Land, Legislative Liaison, DWM
Theresa Stewart, Legislative Counsel, DOL
File

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: _____ Maisha L. Wood _____

Contact Number: _____ (404) 330-6887 _____

Originating Department: _____ Department of Watershed Management _____

Committee(s) of Purview: _____ City Utilities Committee _____

Chief of Staff Deadline: _____ November 17, 2009 _____

Anticipated Committee Meeting Date(s): _____ December 1, 2009 _____

Anticipated Full Council Date: _____ December 7, 2009 _____

Legislative Counsel's Signature: _____

Commissioner Signature: _____ Robert J. Hunter _____

Chief Procurement Officer Signature: _____ Adam Smith _____

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH _____ FOR FC-4775 PROCTOR CREEK AND SANDY CREEK BASINS PIPE-BURSTING ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED _____; ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5066 (2009A WATER/WASTEWATER BOND) 170215 (DWM WASTEWATER SEWER REPAIR) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP) 4333000 (NEW SEWER SERVICES) AND PROJECT AWARD TASK EXPENDITURE AND ORGANIZATION NUMBER 17101262.102.506621876.5414002.COA; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any): TBD

Mayor's Staff Only

Received by CPO: _____
(date)

Received by LC from CPO: _____
(date)

Received by Mayor's Office: _____
(date)

Reviewed by: _____
(date)

Submitted to Council: _____
(date)